FULBRIGHT & JAWORSKI L.L.P.

NOV 1 4 2005

A REGISTERED LIMITED LIABILITY PARTNERSHIP 600 CONGRESS AVENUE, SUITE 2400 AUSTIN TEXAS 78701

TELEPHONE: 512/474-5201

FACSIMILE: \$12/536-4598

FACSIMILE TRANSMISSION FROM: 512,536,4598

If any difficulties occur during transmission, 512.474.5201

DATE:

November 14, 2005

FILE:

OMRF:057USD1

10407234

TO:

Mail Stop Amendment

COMPANY:

United States Patent and Trademark Office

FAX NO.:

571-273-8300

SENDER'S

FROM:

25464838.1

Steven L. Highlander

PHONE:

(512) 536-3184

RETURN

ORIGINAL TO:

Christopher Jackson

FLOOR:

20th

NO. OF PAGES:

10

ORIGINAL: WILL NOT FOLLOW

COMMENTS: AMENDMENT AND REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. § 1.111 IN RESPONSE TO OFFICE ACTON DATED 08/15/05.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted to: Mall Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria / A 22313-1450, Attn: Examiner Ali Reza Salimi, GAU 1648, facsimile number (571-273-8300 on the date below:

November 14, 2005

Date

ven L. Highlander

CONFIDENTIALITY NOTICE: Unless otherwise indicated or obvious from the nature of the transmittal, the information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by telephone and return the original message to Fulbright & Jaworski L.L.P. at the above address via the U.S. Postal Service at our expense.

Houston-Washington D.C.-Austin-San Antonio-Dallas-New York-Los Angeles-Minneapolis-London-Hong Kong PAGE 1/10 * RCVD AT 11/14/2005 12:07:08 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-6/27 * DNIS:2738300 * CSID:512 536 4598 * DURATION (mm-ss):02-08

RECEIVED CENTRAL FAX CENTER

NOV 1 4 2005

CERTIFICATE OF FACSIMILE TRANSMISSION
37 C.F.R. 1.8

I hereby certify that this correspondence is being transmitted to: Mail Stop Amendment; Commissioner for Patents, PO Box 1450, Alexandria, VA/22813-1450, Attn: Examiner Ali Rezza Salimi, GAU 1848, facsimile number (571-273-8300 on the data below:

November 14, 2005
Date

Steven ... Highlander

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John B. Harley et al.

Sexial No.: 10/646,132

Filed: August 22, 2003

For: ASSAYS AND THERAPIES FOR LATENT VIRAL INFECTION

Group Art Unit: 1648

Examiner: Ali Reza Salimi

Atty. Dkt. No.: OMRF:057USD1

AMENDMENT AND REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. §1.111

Mail Stop Amendment Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Commissioner:

This paper is submitted in response to the Office Action dated August 15, 2005, for which the date for response is November 15, 2005.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to this document, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/OMRF:057USD1/SLH.

Amendments to the Claims begin on page 2. Amendments to the Claims begin on page 6. Remarks begin on page 7.

25580727.1 / 10407234